



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-FOURTH LEGISLATURE

Bill 200
(Private)

An Act to amend the charter of the city of Montréal

Introduction

**Introduced by
Madam Huguette Boucher-Bacon
Member for Bourget**

**Québec Official Publisher
1989**

Bill 200

(Private)

An Act to amend the charter of the city of Montréal

WHEREAS it is in the interest of the city of Montréal that its charter, chapter 102 of the statutes of 1959-60, be amended;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. Article 173 of the charter of the city of Montréal (1959-60, chapter 102), replaced by section 33 of chapter 77 of the statutes of 1977, is amended by replacing the words “the council may, on recommendation by the executive committee,” in the first paragraph by the words “the executive committee may”.

2. Article 521 of the said charter, amended by section 148 of chapter 55 of the statutes of 1972, by section 46 of chapter 77 of the statutes of 1977, by section 9 of chapter 40 and section 8 of chapter 41 of the statutes of 1980 and by section 18 of chapter 71 of the statutes of 1982, is again amended by adding, after paragraph 35, the following paragraph:

“(36) Regulate the business hours of establishments where alcoholic beverages are sold for consumption on the premises, inside or outside, and of open-air establishments, such as cafés, and for that purpose,

(a) define various classes of establishments;

(b) vary the business hours of such establishments according to classes of establishments and according to zones, streets or parts of zones or parts of streets in the city.”

3. The said charter is amended by inserting, after article 732, the following article:

“732a. The city auditor shall audit the accounts and affairs of any corporation incorporated under paragraph 4 of article 528 or under article 528*d*, 963*b*, 963*c*, 964*b*, 964*c*, 964*d* or 964*dd* and of pension fund committees and affiliates of such committees.”

4. Article 733 of the said charter, replaced by section 90 of chapter 77 of the statutes of 1977 and amended by sections 32 and 82 of chapter 22 of the statutes of 1979, by section 37 of chapter 40 of the statutes of 1980, by section 54 of chapter 71 of the statutes of 1982, by section 8 of chapter 112 of the statutes of 1987 and by section 7 of chapter 86 of the statutes of 1988, is again amended by replacing subarticle 10 by the following subarticle:

“(10) The auditor has the same duties and exercises the same powers in respect of the bodies, corporations or persons whose accounts and affairs he is charged with auditing by the charter or by the city.”

5. Article 883 of the said charter, amended by section 129 of chapter 77 of the statutes of 1977, is again amended by replacing the words “registered mail” by the words “registered or certified mail”.

6. Article 889 of the said charter, replaced by section 74 of chapter 59 of the statutes of 1962 and amended by section 22 of chapter 41 of the statutes of 1980, is again amended

(1) by replacing the words “registered mail” in the first paragraph by the words “registered or certified mail”;

(2) by replacing the words “registered mail” in the third, fifth and sixth paragraphs by the words “registered or certified mail”.

7. The said charter is amended by inserting, after article 963*a*, the following articles:

“963b. The city is authorized

(a) to file a petition, in accordance with article 964*b*, for the incorporation of a non-profit corporation charged with managing the city’s cultural, recreational, tourist and scientific activities;

(b) to delegate to that corporation the exercise of its power to acquire by agreement or expropriation, build or lease immovables for such activities and to alienate any immovables so acquired or built.

“963c. The city is authorized to apply, in accordance with Part III of the Companies Act (R.S.Q., chapter C-38) and jointly with the Université de Montréal, for the incorporation of a non-profit corporation with a view to establishing a research centre in plant biotechnology.

Article 964ff applies to that corporation.”

8. Article 964d of the said charter, enacted by section 45 of chapter 40 of the statutes of 1980 and amended by section 24 of chapter 41 of the statutes of 1980, is replaced by the following article:

“964d. The city is also authorized to apply for the incorporation of a non-profit corporation intended to promote construction, restoration and improvement as well as housing, commercial, cultural and tourist development in the historical district of Old Montréal and in the contiguous territory delimited by the Bonaventure and Ville-Marie expressways and by the extensions of De La Commune and Amherst streets, to carry out the restoration and construction of immovables in that district and contiguous territory and to see to the carrying out of any agreement between the Government and the city with respect to that district and contiguous territory and the enhancement of the Montréal heritage.

The corporation may also, for any district in the city, see to the protection and restoration of buildings having architectural, historical or cultural interest and acquire, improve or build any immovable considered necessary for the enhancement of such buildings.

The corporation has the power to participate, as shareholder or otherwise, in any venture capital investment fund whose main object is to further one of the objects of the corporation.”

9. Article 964f of the said charter, enacted by section 45 of chapter 40 of the statutes of 1980 and amended by section 12 of chapter 112 of the statutes of 1987, is again amended by inserting the figures “963b, 963c,” after the word “articles”.

10. Article 969 of the said charter, amended by section 48 of chapter 96 of the statutes of 1971 and by sections 40 and 77 of chapter 22 of the statutes of 1979, is again amended by replacing the word “homologation” in the third paragraph by the words “coming into force”.

11. Article 1053 of the said charter, replaced by section 110 of chapter 59 of the statutes of 1962, is amended by replacing the words

“The executive committee may approve a total or partial subdivision or re-subdivision according to a plan duly deposited and” by the words “The head of the department designated under paragraph 6 of article 524 may, after having approved a cadastral operation plan,”.

12. Article 1054 of the said charter is amended by replacing the first paragraph by the following paragraph:

1054. Where a proprietor divides his land into building lots and the cadastral operation plan is registered, and where he disposes by sale, promise of sale or otherwise of lots comprised in the plan and bounded by a street projected on the plan, the city may, at the request of one or more of the purchasers or promising purchasers of the lots, perform on such projected street any municipal works it deems advisable, without being required to pay any damages or compensation for the use or possession of the street, and the city may recover from the bordering proprietors the cost of such works in accordance with the provisions of its charter and by-laws.”

13. Article 1058 of the said charter, amended by section 163 of chapter 77 of the statutes of 1977, is again amended by replacing, in the first paragraph, the words “be in force” by the words “have effect” and the word “homologation” by the words “coming into force”.

14. Section 20 of the Act to amend the charter of the city of Montréal (1989, chapter *insert here the chapter number of Bill 264 in the volume of statutes for 1989*) is amended by inserting the figures “6298, 6347,” after the word “numbers” in the first paragraph.

15. This Act comes into force on (*insert here the date of assent to this Act*).